

Attorney Docket No: MSFT115429

# **COMBINED DECLARATION AND POWER OF ATTORNEY IN PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

my residence, post office address and citizenship are as stated below next to my name;

I believe that I am the original, first and joint inventor of the subject matter that is claimed and for which patent is sought on the invention entitled: METHOD AND SYSTEM FOR DYNAMICALLY CONFIGURING A SERVER COMPUTER, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(c) of any foreign application(s) for patent listed below and have also identified below, any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Priority<br/>Claimed<br/>Yes/No</u> |
|---------------|----------------|-----------------------------|--|
| <b>NONE</b>   |                |                             |  |

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(d) of any inventor's certificate listed below. I declare that, upon investigation, I am satisfied that to the best of my knowledge, when filing the application for the inventor's certificate I had the option to file an application for either a patent or an inventor's certificate as to the subject matter of the identified claim or claims forming the basis for the claim of priority:

Prior Foreign Inventor's Certificate(s):

| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Priority<br/>Claimed<br/>Yes/No</u> |
|---------------|----------------|-----------------------------|--|
| <b>NONE</b>   |                |                             |  |

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

## Provisional Application(s):

Application No.Filing Date

NONE

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) or PCT international application(s) designating the United States listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

## Prior U.S. Applications(s):

Application No.Filing DateStatus

NONE

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith: Bruce E. O'Connor, Reg. No. 24,849; Lee E. Johnson, Reg. No. 22,946; Gary S. Kindness, Reg. No. 22,178; James W. Anable, Reg. No. 26,827; James R. Uhlir, Reg. No. 25,096; Jerald E. Nagae, Reg. No. 29,418; Dennis K. Shelton, Reg. No. 26,997; Jeffrey M. Sakoi, Reg. No. 32,059; Ward Brown, Reg. No. 28,400; Robert J. Carlson, Reg. No. 35,472; Marcia S. Kelbon, Reg. No. 34,358; Rodney C. Tullett, Reg. No. 34,034; Daiva K. Tautvydas, Reg. No. 36,077; Mary L. Čulić, Reg. No. 40,574; and the firm of Christensen O'Connor Johnson Kindness<sup>PLLC</sup>. Address all telephone calls to Leonard J. Hope at telephone No. 206.695.1729.

I hereby grant the following attorneys and/or agents an associate power of attorney with full power to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith: Katie E. Sako, Reg. No. 32,628; Daniel D. Crouse, Reg. No. 32,022.

Address all correspondence to:

CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, WA 98101-2347

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made

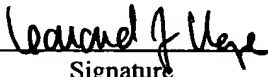
are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|  |             |
|--|-------------|
| Full Name of Inventor                                | Citizenship |
| Baskaran Dharmarajan                                 | Indian      |
| Residence  |             |
| 1980 California Street, #24, Mountain View, CA 94040 |             |
| Post Office Address                                  |             |
| Inventor's Signature                                 | Date        |
| <i>B. Baskaran</i>                                   | 11/1/2000   |

|   |             |
|---|-------------|
| Full Name of Inventor                           | Citizenship |
| Marcus J. Jager                                 | Australian  |
| Residence                                       |             |
| 15820 Kings Creek Road, Boulder Creek, CA 95006 |             |
| Post Office Address                             |             |
| Inventor's Signature                            | Date        |
| <i>[Signature]</i>                              | 11/1/2000   |

|                                      |             |
|--------------------------------------|-------------|
| Full Name of Inventor                | Citizenship |
| Jay C. Jacobs                        | US          |
| Residence                            |             |
| 5 Woodside Court, Danville, CA 94506 |             |
| Post Office Address                  |             |
| Inventor's Signature                 | Date        |
| <i>[Signature]</i>                   | 11/1/2000   |

LJH:mgr

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|--|--|--|
| 1-31-92<br>OMB No. 0651-0011 (exp. 4/94)   | <b>RECORDATION FORM COVER SHEET</b><br><b>PATENTS ONLY</b>   | Patent and Trademark Office<br>Attorney Docket No.: MSFT115429 |
| To the Commissioner for Patents: Please record the attached original documents or copy thereof.  |  |  |
| 1. Name of conveying parties:<br><b>Baskaran Dharmarajan</b><br><b>Marcus J. Jager</b><br><b>Jay C. Jacobs</b><br>Execution Date:<br><b>November 1, 2000</b><br><b>November 1, 2000</b><br><b>Novmeber 1, 2000</b><br>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No   | 2. Name and address of receiving party:<br><br>Name: <u>Microsoft Corporation</u><br>Address: <u>One Microsoft Way, Redmond, Washington 98052</u><br><br>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  |  |
| 3. Nature of conveyance:<br><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger<br><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name<br><input type="checkbox"/> Other: _____<br>Execution date: <u>See Above</u>   | 4. Application number(s) and/or patent number(s):<br><br><div style="display: flex; justify-content: space-between;"> <span>A. Patent Application No(s).</span> <span>B. Patent No(s).</span> </div> <div style="text-align: center; margin-top: 10px;">         Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No       </div> If this document is being filed together with a new patent application, enter the date the patent application was signed by the first named executing inventor: <u>November 1, 2000</u>   |  |
| 5. Name and address of party to whom correspondence concerning document should be mailed:<br><br><div style="text-align: center;">             Leonard J. Hope, Esq.<br/>             CHRISTENSEN O'CONNOR<br/>             JOHNSON KINDNESS<sup>PLLC</sup><br/>             1420 Fifth Avenue<br/>             Suite 2800<br/>             Seattle, WA 98101-2347<br/><br/>             206.682.8100           </div>   | 6. Total number of applications and/or patents involved: _____<br>7. Total fee (37 C.F.R. 3.41): .....\$ <u>40</u><br>Enclosed is Check No. 122062 which includes the recordation fee.<br><br>8. The Director is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. |  |
| <b>DO NOT USE THIS SPACE</b>   |  |  |
| 9. Statement and signature:<br><i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i><br><br><div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 40%;"> <u>Leonard J. Hope</u><br/>           Name of Attorney or Agent<br/>           Registration No. 44,774<br/>           Direct Dial 206.695.1729         </div> <div style="width: 30%; text-align: center;"> <br/>           Signature         </div> <div style="width: 20%; text-align: center;"> <u>11/2/00</u><br/>           Date         </div> <div style="width: 30%; text-align: right;">           Total number of pages including cover sheet, attachments, and document: <u>4</u> </div> </div> |  |  |

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Attorney Docket No: MSFT115429

**ASSIGNMENT**

WHEREAS, we, Baskaran Dharmarajan, residing at 1980 California Street, #24, Mountain View, CA 94040, Marcus J. Jager, residing at 15820 Kings Creek Road, Boulder Creek, CA 95006; and Jay C. Jacobs, residing at 5 Woodside Court, Danville, CA 94506, are the inventors named in an application for Letters Patent of the United States, entitled METHOD AND SYSTEM FOR DYNAMICALLY CONFIGURING A SERVER COMPUTER, executed by Baskaran Dharmarajan on Nov 1st, 2000, by Marcus J. Jager on Nov 1st, 2000 and by Jay C. Jacobs on \_\_\_\_\_, 2000;

AND, WHEREAS, Microsoft Corporation, a Washington corporation, having a principal place of business at One Microsoft Way, Redmond, Washington 98052 (hereinafter referred to as ASSIGNEE), is desirous of acquiring our entire right and title to and interest in our invention disclosed in said application;

NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, we do hereby sell, assign and transfer unto ASSIGNEE our entire right and title to and interest in said application and said invention, including the right to apply for international patents and patents thereon in foreign countries in our name or in the name of ASSIGNEE, said invention and all applications and patents on said invention to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by us had this sale, assignment and transfer not been made, and we do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention, to enforce any and all patents on said invention, and to confirm in ASSIGNEE legal title to said invention and all applications and patents on said invention, all without charge to ASSIGNEE but at no expense to us.

Executed at Mountain View (city), California (state), this first day of November, 2000.

B. Baskaran  
Baskaran Dharmarajan

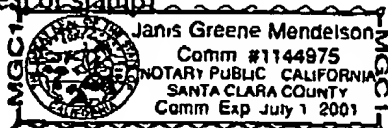
STATE OF CALIFORNIA            )  
  ) ss.  
COUNTY OF SANTA CLARA    )

I certify that I know or have satisfactory evidence that Baskaran Dharmarajan is the person who appeared before me, and said person acknowledged that he signed this instrument

and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: November 1, 2000

(Seal or stamp)



Janis Greene Mendelson  
Signature

Notary Public

My appointment expires July 1, 2001

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Executed at Mountain View (city), California (state), this 1<sup>st</sup>  
day of November, 2000.

Marcus J. Jager  
Signature

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF Santa Clara )

I certify that I know or have satisfactory evidence that Marcus J. Jager is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: November 1, 2000

(Seal or stamp)



Janis Greene Mendelson  
Signature

Notary Public

My appointment expires July 1, 2001

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